

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Meyer et al.)
Serial No. 10/510,678) Examiner: Maria Marvich
Filed: April 4, 2003) Group Art Unit: 1633
For: Enhancer Sequence of the) Atty. Dkt. : 3024-107
5-Aminolevulinic Acid Synthase Gene)
)

RESPONSE TO RESTRICTION REQUIREMENT AND PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please amend the above-identified application as outlined below.

In response to the restriction requirement of March 23, 2007, applicants elect provisionally, with traverse, the invention of:

Group II, claims 12 to 16 and 20 to 22.

Within this group II, applicants elect provisionally, with traverse, SEQ ID. No. 8.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks including the traversal of the restriction requirement begin on page 5 of this paper.